IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CRIMINAL APPLICATION No. 390 of 2005

For Approval and Signature:

HONOURABLE MR.JUSTICE S.R.BRAHMBHATT

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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RAM AVTAR SITARAM AGRAWAL - Applicant(s)

Versus

THE STATE OF GUJARAT & 1 - Respondent(s)

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Appearance :

MS ARCHANA R ACHARYA for Petitioner.
Mr. K.C. Shah, Ld. APP for Respondent: 1,
NOTICE SERVED BY DS for Respondent(s) : 2,

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CORAM : HONOURABLE MR.JUSTICE S.R.BRAHMBHATT

Date : 19/09/2005

ORAL JUDGMENT

Rule. Mr. K.C. Shah, learned APP waives service of rule.

1. After hearing both the counsels at length, Ms. Acharya states under instruction from her client that, as the challenge in the present petition is the impugned order at Annexure-E (page 49) declining police protection in view of the pendency of Special Criminal Application No. 136 of 2005, and as the same has been dismissed by this Court, her client would approach the concerned authorities for necessary police protection, if required; and therefore, she may be permitted to withdraw this petition at this stage.

2. The permission is granted. The petition is dismissed as withdrawn. Rule is discharged,

[S.R. BRAHMBHATT, J]

/vgn